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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/772,157	01/29/2001	Edward F. Tokas	IR-2588(ET)CIP	8701

7590 03/24/2004

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EXAMINER

KNABLE, GEOFFREY L

ART UNIT PAPER NUMBER

1733

DATE MAILED: 03/24/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER
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ART UNIT	PAPER
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20040320

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

See attachment (pertaining to non-responsive election).

Geoffrey L. Knable  
Primary Examiner  
Art Unit: 1733

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1. The reply/election filed on December 12, 2003 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

The election of group I, claims 1-33 (now also including claims 49 and 50) is acknowledged. However, with respect to the species election, applicant indicated that "Applicants elect species A1 being ruthenium compound. Claims readable thereon are claims 10 - 14, 22- 25," The species election requirement however was not with respect to the kind of catalyst, ruthenium or otherwise. Rather, the species election was as follows:

"A1 : catalyst applied to the fibrous substrate;

A2: catalyst being included as a component of the fibrous substrate."

As such, the intended species election as well as the listing of claims readable thereon is unclear/incomplete (it being noted that the claim list of claims 10-14, 22-25 is consistent with an election of a ruthenium catalyst, but not clearly consistent with an election of species A1 above). Clarification is therefor required of an election of species between A1 and A2 above, as well as a complete listing of claims readable thereon. To avoid any potential ambiguity in the election, it would also be helpful if all claims reading on the elected species (including generic ones), as well as all the claims that are *not* considered to read on the elected species, were provided.

See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to


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avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Geoffrey L. Knable whose telephone number is 571-272-1220. The examiner can normally be reached on M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Richard Crispino can be reached on 571-272-1226. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
Geoffrey L. Knable  
Primary Examiner  
Art Unit 1733

G. Knable  
March 20, 2004